

Jesse Merrithew, OSB No. 074564

Email: jesse@lmhlegal.com

Viktoria Safarian, OSB No. 175487

Email: viktoria@lmhlegal.com

Levi Merrithew Horst PC

610 SW Alder Street, Suite 415

Portland, Oregon 97205

Telephone: (971) 229-1241

Juan C. Chavez, OSB No. 136428

Email: jchavez@ojrc.info

Brittney Plessner, OSB No. 154030

Email: bplessner@ojrc.info

Alex Meggitt, OSB No. 174131

Email: ameggitt@ojrc.info

Franz H. Bruggemeier, OSB No. 163533

Email: fbruggemeier@ojrc.info

Oregon Justice Resource Center

PO Box 5248

Portland, OR 97208

Telephone: 503 944-2270

J. Ashlee Albies, OSB No. 051846

Email: ashlee@albiesstark.com

Whitney B. Stark, OSB No. 090350

Email: whitney@albiesstark.com

Maya Rinta, OSB No. 195058

Email: maya@albiesstark.com

Albies & Stark LLC

1 SW Columbia St. Suite 1850

Portland, Oregon 97204

Telephone: (503) 308-4770

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

DON'T SHOOT PORTLAND, a nonprofit corporation, in its individual capacity, NICHOLAS J. ROBERTS, in an individual capacity and on behalf of themselves and all others similarly situated, MICHELLE "MISHA" BELDEN, in an individual capacity and on behalf of themselves and all others similarly situated, ALEXANDRA JOHNSON, in an individual capacity and on behalf of themselves and all others similarly situated,

Plaintiffs

v.

CITY OF PORTLAND, a municipal corporation, and MULTNOMAH COUNTY, a political subdivision of the State,

Defendants.

Case No. 3:20-cv-00917-HZ

PLAINTIFFS' UNOPPOSED MOTION
FOR LEAVE TO FILE THIRD
AMENDED COMPLAINT

L.R. 7-1 CERTIFICATION

By and through their respective counsel, the parties have conferred regarding this motion and Defendants do not object.

MOTION

Pursuant to Fed. R. Civ. P. 15 and L.R. 15, Plaintiffs Don't Shoot Portland, Nicholas Roberts, Michelle Belden and Alexandra Johnson move the Court for leave to file their Third Amended Complaint, a copy of which is attached hereto as Exhibit A.

The proposed Third Amended Complaint amends the Second Amended Complaint to address Defendant City's arguments in their recent Motion to Dismiss Plaintiff Don't Shoot Portland from the case, specifically adding factual allegations related to Don't Shoot Portland's

mission and activities and the plaintiffs' First Amendment claims; clarifying allegations under the *Monell* claims; and broadening the dates at issue to include dates since the Second Amended Complaint was filed.

Defendants confirmed in writing that they do not object to the filing of the Third Amended Complaint.

DATED this 1st day of October 2020

s/J. Ashlee Albies

J. Ashlee Albies, OSB No. 051846

Whitney B. Stark, OSB No. 090350

Maya Rinta, OSB No. 195058

Albies & Stark LLC

Attorneys for Plaintiffs